"बिजनेस पोस्ट के अन्तर्गत डाक शुल्क के नगद भुगतान (बिना डाक टिकट) के प्रेषण हेतु अनुमत. क्रमांक जी. 2-22-छत्तीसगढ़ गजट/38 सि. से. भिलाई, दिनांक 30-5-2001."

पंजीयन क्रमांक
"छत्तीसगढ़/दुर्ग/09/2010-2012."



छत्तीसगढ़ राजपत्र

(असाधारण)
प्राधिकार से प्रकाशित

क्रमांक 219] रायपुर, शुक्रवार, दिनांक 6 अगस्त 2010—श्रावण 15, शक 1932

HIGH COURT OF CHHATTISGARH, BILASPUR

Bilaspur, the 5th August 2010

NOTIFICATION

No. 16419/R. G./2010.—In exercise of the powers conferred under Articles 225 & 227 of the Constitution of India, the High Court of Chhattisgarh hereby makes the following amendments in the High Court of Chhattisgarh Rules, 2007 which shall come into force from the date of publishing in Chhattisgarh Gazette.

AMENDMENTS

Under chapter-V in Sub-Rule (1) & (2) of Rule 77, Sub-Rule (4) & (5) of Rule 79 and Rule 85 of the part C 'Public Interest Litigation' shall be substituted as under :—

Sub-Rule (1) of Rule 77

"(1) The expression 'Public Interest Litigation' connotes litigations undertaken for redressal of genuine public harm or public injury, enforcing public duty, or vindicating substantial public interest."

Sub-Rule (2) of Rule 77

"(2) A matter involving individual or personal grievance or a litigation undertaken for personal gain or private, ulterior, oblique motives or for extraneous considerations shall not be treated as public interest litigation."

Sub-Rule (4) of Rule 79

"(4) Apart from the affidavit required to be filed in support of the writ petition, the petitioner shall also be required to file an additional affidavit making a declaration that the petitioner has not filed the petition for any personal gain or raising any personal grievance or for a private, ulterior, oblique motives or for extraneous considerations."

Sub-Rule (5) of Rule 79

"(5) After filing of the writ petition the Registry shall verify the contents of the petition and affidavit in order to ascertain as to whether the public interest litigation has been presented in accordance with rules. Before admission of the matter, the petitioner (s) shall be required to satisfy the Court about his/their credentials and the genuineness of the public cause brought before the Court."

Rule 85

"85. If it is found that the proceeding has been initiated *mala fide* for advancing personal gain or with a private, ulterior, oblique motives or is otherwise frivolous or vexatious, the Court may, while dismissing the petition, impose costs, including exemplary costs in appropriate cases, on the person or persons responsible for misuse or abuse of the process of the Court."

By order of Hon'ble the High Court,
ARVIND SHRIVASTAVA, Registrar General.

संचालक, मुद्रण तथा लेखन सामग्री, छत्तीसगढ़ द्वारा शासकीय क्षेत्रीय मुद्रणालय, राजनांदगांव से मुद्रित तथा प्रकाशित—2010.